

# FEDERAL REGISTER

THE NATIONAL ARCHIVES  
OF THE UNITED STATES  
1934

VOLUME 12      NUMBER 216

Washington, Tuesday, November 4, 1947

## TITLE 7—AGRICULTURE

### Subtitle A—Office of the Secretary of Agriculture

#### PART 1—ADMINISTRATIVE REGULATIONS

##### APPENDIX—DELEGATIONS OF AUTHORITY

Consummation of transfers necessitated by Farmers Home Administration Act of 1946, and Public Law 249, 80th Congress.

Pursuant to authority contained in the Farmers Home Administration Act of 1946 (60 Stat. 1062) in Public Law No. 249, 80th Congress, approved July 26, 1947, and in R. S. 161 (5 U. S. C. 22) *It is hereby ordered, That:*

Effective October 30, 1947, the authorities, powers, functions, and duties vested in the Secretary of Agriculture by Public Law 249, 80th Congress, insofar as said law extends the provisions of the Bankhead-Jones Farm Tenant Act, as amended, to the Virgin Islands, are hereby transferred to the Farmers Home Administration, to be exercised by the Administrator thereof in accordance with the provisions of the order of "Consummation of Transfers Necessitated by the Farmers Home Administration Act of 1946, and Provision for Certain Interim Authorities" issued by the Secretary of Agriculture on October 14, 1946 (11 F. R. 12520; 7 CFR, Supp. 1946, 524) (R. S. 161, 60 Stat. 1062; Pub. Law 249, 80th Cong., 5 U. S. C. 22)

Done at Washington, D. C., this 30th day of October 1947.

N. E. Donb,  
*Acting Secretary of Agriculture.*

[F. R. Doc. 47-9825; Filed, Nov. 3, 1947; 8:53 a. m.]

## Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

### PART 933—ORANGES, GRAPEFRUIT, AND TANGERINES GROWN IN FLORIDA

#### DETERMINATION RELATIVE TO BUDGET OF EXPENSES AND FIXING OF RATE OF ASSESSMENT FOR 1947-48 FISCAL PERIOD

On October 10, 1947, notice of proposed rule making was published in the

FEDERAL REGISTER (12 F. R. 6697) regarding the budget of expenses and the fixing of the rate of assessment for the 1947-48 fiscal period under Marketing Agreement No. 84, as amended, and Order No. 33, as amended (7 CFR, Cum. Supp., 933.1 et seq., 11 F. R. 9471) regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida. This regulatory program is effective pursuant to the Agricultural Marketing Agreement Act of 1937, as amended. After consideration of all relevant matters presented, including the proposals set forth in the aforesaid notice, which were submitted by the Growers Administrative Committee (established pursuant to the amended marketing agreement and order), it is hereby found and determined that:

§ 933.202 *Budget of expenses and rate of assessment for the 1947-48 fiscal period.* (a) The expenses necessary to be incurred by the Growers Administrative Committee, established pursuant to the provisions of the aforesaid amended marketing agreement and order, for the maintenance and functioning, during the fiscal period beginning August 1, 1947, and ending July 31, 1948, both dates inclusive, of the Growers Administrative Committee and the Shippers Advisory Committee, established under the aforesaid amended marketing agreement and order, will amount to \$90,000.00, and the rate of assessment to be paid by each handler shall be two and one-half mills (\$.0025) per standard packed box of fruit shipped by such handler during the said fiscal period; and such rate of assessment is hereby approved as each handler's pro rata share of the aforesaid expenses.

(b) It is hereby further found and determined that compliance with the 30-day effective date requirements of the Administrative Procedure Act (60 Stat. 237; Pub. Law 404, 79th Cong., 2d Sess.) is impracticable and contrary to the public interest, in that: (1) The rate of assessment is applicable, pursuant to the amended marketing agreement and order, to all shipments of oranges, grapefruit, and tangerines made during the fiscal period beginning August 1, 1947, and ending July 31, 1948, both dates in-

(Continued on p. 7133)

## CONTENTS

<b>Agriculture Department</b>	Page
Rules and regulations:	
Administrative regulations; delegations of authority	7137
Oranges, grapefruit, and tangerines in Florida	7137
<b>Alien Property, Office of</b>	
Notices:	
Vesting orders, etc..	
Alchele, Wilhelmine	7150
Bookjans, John	7151
Gordigiani, Sophie Carpenter	7152
Gross, Ernest F.	7151
Lamping, Wilhelmina	7151
Levin, Elizabeth	7152
Nichibel Kinema Co.	7151
<b>Civil Aeronautics Board</b>	
Notices:	
Accident at Bryce Canyon, Utah; hearing	7145
Proposed rule making:	
Explosives and other dangerous articles; transportation	7143
<b>Federal Communications Commission</b>	
Notices:	
Hearings, etc..	
Glens Falls Publicity Corp. (WGLN) and Granite State Broadcasting Co., Inc.	7145
Pawtucket Broadcasting Co. (WFCI)	7146
Pilgrim Broadcasting Co. et al.	7146
International radio regulations concerning lifeboat equipment; modification	7146
Proposed rule making:	
Operation of certain licensed radio stations by unlicensed personnel	7143
<b>Federal Power Commission</b>	
Notices:	
Hearings, etc..	
Bonneville Project, Columbia River, Washington-Oregon	7147
Community Public Service Co.	7147
United Gas Pipe Line Co.	7147
<b>Geological Survey</b>	
Notices:	
Silver Lake and Twin Lakes, Utah; reservoir site restoration	7145



Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Division of the Federal Register, the National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

## 1946 SUPPLEMENT

to the

## CODE OF FEDERAL REGULATIONS

The following books are now available:

**Book 1** Titles 1 through 8, including, in Title 3, Presidential documents in full text with appropriate reference tables and index.

**Book 2:** Titles 9 through 20.

**Book 3:** Titles 21 through 31.

**Book 4:** Titles 32 through 37.

**Book 5:** Titles 38 through 48.

These books may be obtained from the Superintendent of Documents, Government Printing Office, Washington 25, D. C., at \$3.50 per copy.

A limited sales stock of the 1945 Supplement (4 books) is still available at \$3 a book.

## CONTENTS—Continued

<b>International Trade, Office of</b>	<b>Page</b>
Rules and regulations:	
Licenses:	
General; country groups.....	7139
Individual; applications for licenses to export to South Korea, Japan, Marcus Island and Germany .....	7139
<b>Interstate Commerce Commission</b>	
Notices:	
Reconsignment:	
Potatoes at St. Louis, Mo.....	7147

## CONTENTS—Continued

<b>Interstate Commerce Commission—Continued</b>	<b>Page</b>
Notices—Continued	
Reconsignment—Continued	
Tomatoes at Chicago, Ill.....	7147
Rules and regulations:	
Car service; railroad operating regulations for car movement.....	7142
Traffic, rerouting; routing and compression of cotton originating on T&P Ry.....	7142
<b>Land Management, Bureau of</b>	
Notices:	
Wyoming; air-navigation site withdrawal, enlarged.....	7144
Rules and regulations:	
Executive orders and related public land orders referred to in Chapter I.....	7141
Privately owned lands; exchange under Taylor Grazing Act.....	7141
Public water reserves.....	7141
Waters.....	7141
Wyoming grazing district.....	7142
<b>National Archives</b>	
Rules and regulations:	
Response to subpoena duces tecum or other demand, and authentication and attestation of copies or archives in custody of Archivist of U. S....	7142
<b>Panama Canal</b>	
Rules and regulations:	
Customs service; hours.....	7140
Operation and navigation:	
Anchorage, merchant ship....	7140
Explosives, classification....	7140
Quarantine of dogs and cats....	7140
<b>Patent Office</b>	
Rules and regulations:	
Trade-mark cases:	
Forms.....	7140
Rules of practice.....	7140
Trade-marks .....	7140
<b>Securities and Exchange Commission</b>	
Notices:	
Hearings, etc..	
St. Regis Paper Co.....	7147
Union Electric Co. of Missouri and Union Electric Power Co.....	7150
United Light and Railways Co. and American Light & Traction Co. et al.....	7148
<b>State Department</b>	
Rules and regulations:	
Functions and organization; miscellaneous amendments ..	7139
<b>Wage and Hour Division</b>	
Notices:	
Special homework certificates, and certificates for employment of handicapped workers or of handicapped clients in sheltered workshops; delegation of authority to Director and Assistant Director of Field Operations Branch....	7145
Rules and regulations:	
Organization; delegation of authority.....	7139

## CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such in parentheses.

<b>Title 7—Agriculture</b>	<b>Page</b>
Subtitle A—Office of the Secretary of Agriculture:	
Part 1—Administrative regulations.....	7137
<b>Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)</b>	
Part 933—Oranges, grapefruit, and tangerines grown in Florida.....	7137
<b>Title 14—Civil Aviation</b>	
Chapter I—Civil Aeronautics Board:	
Part 49—Transportation of explosives and other dangerous articles (proposed).....	7143
<b>Title 22—Foreign Relations</b>	
Chapter I—Department of State:	
Part 1—Functions and organization .....	7139
<b>Title 29—Labor</b>	
Chapter V—Wage and Hour Division, Department of Labor:	
Part 500—Organization.....	7139
<b>Title 32—National Defense</b>	
Chapter VIII—Office of International Trade, Department of Commerce:	
Part 802—General licenses.....	7139
Part 804—Individual licenses....	7139
<b>Title 35—Panama Canal</b>	
Chapter I—Canal Zone regulations:	
Part 4—Operation and navigation of Panama Canal and adjacent waters (2 documents) .....	7140
Part 9—Customs service.....	7140
Part 24—Sanitation, health and quarantine.....	7140
<b>Title 37—Patents, Trade-Marks and Copyrights</b>	
Chapter I—Patent Office, Department of Commerce:	
Part 5—Trade-marks.....	7140
Part 100—Rules of practice in trade-mark cases.....	7140
Part 110—Forms for trade-mark cases.....	7140
<b>Title 43—Public Lands: Interior</b>	
Chapter I—Bureau of Land Management, Department of the Interior:	
Part 82—Waters.....	7141
Part 146—Exchange of privately owned lands under Taylor Grazing Act.....	7141
Part 162—List of orders creating and modifying grazing districts.....	7142
Part 292—Public water reserves.....	7141
Part 297—Executive orders and related public land orders referred to in Chapter I.....	7141

**CODIFICATION GUIDE—Con.**

<b>Title 44—Public Property and Works</b>	<b>Page</b>
<b>Chapter I—National Archives:</b>	
Part 3—Response to subpoena duces tecum or other demand, and authentication and attestation of copies of archives in the custody of the Archivist of the United States—	7142
<b>Title 47—Telecommunication</b>	
<b>Chapter I—Federal Communications Commission:</b>	
Part 2—General regulations (proposed) —	7143
Part 5—Experimental radio services (proposed) —	7143
Part 10—Emergency radio services (proposed) —	7143
Part 11—Miscellaneous radio services (proposed) —	7143
Part 13—Commercial radio operators (proposed) —	7143
Part 16—Railroad radio service (proposed) —	7143
Part 17—Utility radio service (proposed) —	7143
<b>Title 49—Transportation and Railroads</b>	
<b>Chapter I—Interstate Commerce Commission:</b>	
Part 95—Car service—	7142
Part 97—Routing of traffic—	7142

clusive; (2) the expenses of operating this regulatory program since August 1, 1947, have, in accordance with the applicable provisions of the amended marketing agreement and order, been paid with funds representing advance credits on handlers' accounts against the operations of the 1947-48 fiscal period; (3) all funds representing such advance credits have already been expended; (4) in order for the regulatory assessments to be collected, it is essential that the specification of the assessment rate be issued immediately, effective at the time herein-after specified, so as to enable the Growers Administrative Committee and the Shippers Advisory Committee to perform their respective duties and functions under the aforesaid amended marketing agreement and order; and (5) a reasonable time is permitted, under the circumstances, for preparation for such effective date.

(c) The provisions hereof shall become effective at 12:01 a. m., e. s. t., November 1, 1947.

(d) As used in this section, the terms "standard packed box," "handler," "shipped," and "fruit" shall have the same meaning as is given to each such term in said amended marketing agreement and order. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq., 7 CFR, Cum. Supp., 933.1 et seq., 11 F. R. 9471)

Done at Washington, D. C., this 29th day of October 1947.

[SEAL] N. E. DODD,  
Acting Secretary of Agriculture.

[F. R. Doc. 47-9801; Filed, Nov. 3, 1947; 8:51 a. m.]

**TITLE 22—FOREIGN RELATIONS**

**Chapter I—Department of State**

[Dept. Reg. OR 9]

**PART 1—FUNCTIONS AND ORGANIZATION**

**OFFICE OF NEAR EASTERN AND AFRICAN AFFAIRS**

Under authority contained in R. S. 161 (5 U. S. C. 22) and pursuant to section 3 of the Administrative Act of 1946 (60 Stat. 238) Part 1 of Title 22 of the Code of Federal Regulations is amended as follows:

In § 1.1150 paragraphs (b) (4) (b) (7), (c), and (c) (2) (i) are amended to read as follows:

§ 1.1150 *Office of Near Eastern and African Affairs.* \* \* \*

(b) *Major functions.* \* \* \*  
(4) Keeps other offices of the Department and other Federal agencies adequately informed of emerging problems, policy decisions, and action with respect to these countries, so that all United States programs in such countries may be coordinated with the over-all United States foreign policy.

(7) Collaborates with the Office of the Foreign Service, other interested offices of the Department, and other Federal agencies, in determining the type and number of personnel required in Foreign Service establishments.

(c) *Organization.* The Office consists of the Special Assistants for Economic Affairs, Information Liaison Section, Office of the Executive Officer, Division of Near Eastern Affairs, Division of South Asian Affairs, Division of African Affairs, and Division of Greek, Turkish, and Iranian Affairs.

(2) *Information Liaison Section.* (1) Evaluates policy-developments, both in the area and throughout the world, and transmits information reports to appropriate officers of the Department and to Foreign Service establishments.

(R. S. 161, sec. 3, 60 Stat. 238; 5 U. S. C. and Sup., 22, 1002)

This regulation will be effective on the date of publication in the FEDERAL REGISTER.

Approved: October 28, 1947.

For the Secretary of State.

STANLEY T. OREAR,  
Chief, Division  
of Organization and Budget.

[F. R. Doc. 47-9792; Filed, Nov. 3, 1947; 8:49 a. m.]

**TITLE 29—LABOR**

**Chapter V—Wage and Hour Division, Department of Labor**

**PART 500—ORGANIZATION**

**DELEGATION OF AUTHORITY**

CROSS REFERENCE: For appointment of Director and Assistant Director of Field

Operations Branch as authorized Representatives to grant, deny or cancel special homework certificates, and certificates for employment of handicapped workers or of handicapped clients in sheltered workshops in place of authorized representatives previously designated (similar to delegations of authority carried in § 500.3) see Department of Labor, Wage and Hour Division, in Notices section, *infra*.

**TITLE 32—NATIONAL DEFENSE**

**Chapter VIII—Office of International Trade, Department of Commerce**

**Subchapter B—Export Control**

[Amdt. 367]

**PART 802—GENERAL LICENSES**

**GENERAL LICENSE COUNTRY GROUPS**

Section 802.3 *General license country groups* is amended as follows:

1. Paragraph (a) is amended by deleting from Group E and adding to Group K therein the following countries and destinations:

Korea  
Marcus Island  
Caroline Islands  
Marianas Islands  
Marshall Islands

2. Paragraph (a) is amended by adding to Group K therein the following countries:

Germany  
Japan

This amendment shall become effective immediately.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215; Pub. Law 145; 80th Cong., Pub. Law 183, 80th Cong., 50 U. S. C. App. & Sup. 701, 702; E. O. 9630, September 27, 1945, 10 F. R. 12245)

Dated: October 29, 1947.

FRANCIS McINTYRE,  
Director,  
Export Supply Branch.

[F. R. Doc. 47-8795; Filed, Nov. 3, 1947; 8:50 a. m.]

[Amdt. 368]

**PART 804—INDIVIDUAL LICENSES**

**APPLICATIONS FOR LICENSES TO EXPORT TO SOUTH KOREA, JAPAN, MARCUS ISLAND AND GERMANY**

Part 804 *Individual licenses* is amended by adding thereto a new § 804.19 to read as follows:

§ 804.19 *Applications for licenses to export to South Korea, Japan, Marcus Island and Germany.* Applications for licenses to export commodities listed in § 801.2 (b) of this subchapter to South Korea, Japan, Marcus Island and the combined American and British Zones of Germany must be accompanied by a true or photostatic copy of such import permit document as may be required by the appropriate occupying government au-

thorities having jurisdiction over approval of importations to those destinations.

This amendment shall become effective immediately.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215; Pub. Law 145, 80th Cong., Pub. Law 188, 80th Cong., 50 U. S. C. App. & Sup. 701, 702; E. O. 9630, September 27, 1945, 10 F. R. 12245)

Dated: October 29, 1947.

FRANCIS MCINTYRE,  
Director  
Export Supply Branch.

[F. R. Doc. 47-9794; Filed, Nov. 3, 1947;  
8:50 a. m.]

## TITLE 35—PANAMA CANAL

### Chapter I—Canal Zone Regulations

#### PART 4—OPERATION AND NAVIGATION OF PANAMA CANAL AND ADJACENT WATERS

##### MERCHANT SHIP ANCHORAGES

Regulation 11.1, codified herein as § 4.18 (35 CFR 4.18), is amended to read as follows:

§ 4.18 *Merchant ship anchorages.* The following areas are designated as merchant ship anchorages:

(a) *Atlantic entrance.* An area immediately west of the Canal channel line, bounded on the south by a line joining gas buoy No. 4 and a point "A" which is 1,600 yards due west of gas buoy No. 4; bounded on the west by a line extending 1,800 yards due north from point "A" to point "B" and bounded on the north by a line extending from point "B" to the Canal channel line and parallel to the west breakwater; the channel line being the easterly boundary line of the area.

(b) *Gatun Lake anchorage basin.* An area immediately east of the Canal channel line, bounded by a line extending southeasterly from the east wing wall at the south end of Gatun Locks to spar buoy "A" thence to spar Buoy No. 1, thence to spar Buoy No. 3, and thence southwesterly to the Canal channel line at gas buoy No. 9; the channel line being the westerly boundary line of the area.

(c) *Pacific entrance.* An area bounded on the south by a line drawn due east from a gas and whistle anchorage buoy hereinafter described, in latitude 8°51'50" N. and longitude 79°30'00" W., to longitude 79°28'00" W., bounded on the southwest by a line drawn between the aforesaid anchorage buoy and Canal entrance buoy No. 4 in latitude 8°53'10" N. and longitude 79°31'45" W., bounded on the northwest by a line drawn between Canal entrance buoy No. 4 and Flamenco Island Light; bounded on the north by a line drawn due east from Flamenco Island Light to longitude 79°28'00" W., and bounded on the east by longitude 79°2'00" W. The south-west corner of this anchorage, in latitude 8°51'50" N. and longitude 79°30'00" W., is marked by a gas and whistle buoy which is painted black with white horizontal stripes and which shows occulting white light every two seconds: one second light, one second eclipse. (Rules

9 and 11 of E. O. 4314, Sept. 25, 1925; 35 CFR 4.11, 4.17)

F. K. NEWCOMER,  
Acting Governor.

OCTOBER 4, 1947.

[F. R. Doc. 47-9803; Filed, Nov. 3, 1947;  
8:49 a. m.]

#### PART 4—OPERATION AND NAVIGATION OF PANAMA CANAL AND ADJACENT WATERS

##### CLASSIFICATION OF EXPLOSIVES

Section 4.115b (Governor's Regulation 88.A-12; 35 CFR, Cum. Supp., 4.115b) is amended by the addition of the following explosive to the list of Class A—Dangerous Explosives: "Ammonium Nitrate."

(Rule 9, E. O. 4314, Sept. 25, 1925, 35 CFR 4.11)

J. C. MEHAFFEY,  
Governor

AUGUST 15, 1947.

[F. R. Doc. 47-9805; Filed, Nov. 3, 1947;  
8:50 a. m.]

#### PART 9—CUSTOMS SERVICE

##### HOURS FOR CUSTOMS SERVICES

Section 9.8 is amended to read as follows:

§ 9.8 *Regular customs hours, service during other hours.* The regular customs hours extend from 7 a. m. to 6 p. m. except at the Canal Zone Air Terminal, Balboa, where they extend from 6:40 a. m. to 8 p. m. Customs services for the inspection of passengers and baggage at other hours or on Sundays and holidays will be furnished only upon the request of the master or authorized agent of a vessel or aircraft. Charges for such services are found in the Panama Canal Tariff. (2 C. Z. Code 61; 48 U. S. C. 1325a)

J. C. MEHAFFEY,  
Governor

AUGUST 7, 1947.

[F. R. Doc. 47-9804; Filed, Nov. 3, 1947;  
8:49 a. m.]

#### PART 24—SANITATION, HEALTH, AND QUARANTINE

##### QUARANTINE OF DOGS AND CATS

§ 24.77c *Quarantine period.* Every dog or cat brought into the Canal Zone from off the Isthmus by vessel, aircraft or any other means shall be held in quarantine, under veterinary inspection, for a period of not less than six months: *Provided, further* That after two months detention the animal may, in the discretion of the Chief Health Officer, be released to the owner or custodian of the animal subject to such conditions and limitations as may be imposed by the Chief Health Officer, including the requirement that the animal be submitted to quarantine authorities for inspection at stated times: *And provided further*, That quarantine requirements may, in the discretion of the Chief Health Officer, be waived in whole or in part in the case of hunting and racing dogs which

receive customary special handling before, during, and after their shipment.

§ 24.77d *Place of quarantine.* Quarantined dogs and cats, including those arriving for transshipment, shall be detained at such places, including aboard the vessel on which the animal arrived, if practicable, as may be designated by the Chief Health Officer or by his authority.

§ 24.77e *Charges for quarantine detention.* The owner of the quarantined dog or cat, and such other person as may have brought or have been responsible for bringing the animal into the Canal Zone, shall be jointly and severally liable for payment of detention charges in the amount of 50 cents per day per animal.

§ 24.77f *Disposition of unclaimed animals and of animals for which charges are not paid.* If an animal is unclaimed or accrued charges are unpaid within 30 days after notice to remove the animal from quarantine detention upon payment of any accrued charges has been served upon or mailed to the last known address of the owner or other responsible person, the Chief Health Officer is authorized (a) to cause the animal to be sold at public auction or on written bids or by any other reasonable method, or (b) to cause the animal to be destroyed if it is of no substantial value or is suffering from any infectious or contagious disease or is deemed not saleable for any other reason. The balance, if any, of the proceeds of the sale, after deduction of the unpaid charges and costs of the sale shall be paid over to the owner or other person responsible for the quarantine charges.

§ 24.77g *Immunization against rabies.* Unless satisfactory evidence is submitted establishing that a dog or cat brought into the Canal Zone from off the Isthmus has been immunized with an approved rabies vaccine not more than six months prior to arrival in the Canal Zone, the dog or cat shall be immunized with an approved rabies vaccine following its arrival and prior to release from quarantine.

(Rule 1196b of E. O. 4314, Sept. 25, 1925, codified as § 24.77b of this part, as added Sept. 12, 1947, 12 F. R. 6596)

J. C. MEHAFFEY,  
Governor

SEPTEMBER 22, 1947.

[F. R. Doc. 47-9806; Filed, Nov. 3, 1947;  
8:50 a. m.]

## TITLE 37—PATENTS, TRADE- MARKS AND COPYRIGHTS

### Chapter I—Patent Office, Department of Commerce

#### Subchapter B—Trade-Marks

##### PART 5—TRADE-MARKS

#### PART 100—RULES OF PRACTICE IN TRADE- MARK CASES

#### PART 110—FORMS FOR TRADE-MARK CASES MISCELLANEOUS AMENDMENTS

1. The time for taking effect of the establishment of § 100.44 and the deletion of § 5.11 (12 F. R. 3956, June 19,

1947) is changed from January 1, 1948 to July 1, 1948.

2. The following amendments are made:

a. Section 100.21 is amended by adding the following note:

NOTE: The Official Gazette is sold by the Superintendent of Documents, Government Printing Office, Washington 25, D. C., to whom all communications respecting the Gazette should be addressed. Following are the rates:

Annual subscription, domestic.....	\$16.00
Annual subscription, foreign.....	25.00
Single numbers.....	.35
Decision leaflets, \$1.00 per annum; single numbers.....	.05
Trade-mark section, \$5.00 per annum; single numbers.....	.10
Weekly index, \$2.50 per annum; single numbers.....	.05
Annual index relating to trade-marks.....	75

b. Section 100.81 is amended by changing the words "a period of five years preceding" to "the period of five years next preceding."

c. Section 100.82 is amended by inserting after the word "statement" the words "to the extent of his knowledge."

d. Section 100.324 is amended by changing the words "section 12 (c) of the act" to "section 8 of the act."

e. Section 100.341 is amended by changing the period at the end to a comma and adding, "and, if not lost or destroyed, by the original certificate of registration."

f. Section 100.342 is amended by changing the period at the end to a comma and adding, "and, if not lost or destroyed, by the original certificate of registration."

g. Section 100.343 is amended by inserting after the second sentence the following sentence, "If the amendment involves a change in the mark, new specimens showing the mark as used in connection with the goods or services, and a new drawing of the amended mark must be submitted."

h. Section 100.344 is amended by adding the following sentence, "The certificate of registration or, if said certificate is lost or destroyed, a certified copy thereof, must be submitted in order that the Commissioner may make appropriate entry thereon."

i. Section 100.345 is amended by adding the following sentence to the second paragraph, "The certificate of registration or, if said certificate is lost or destroyed, a certified copy thereof, must also be submitted in order that the Commissioner may make appropriate entry thereon."

j. Section 100.352 is amended by adding the following note:

NOTE: Delayed applications for renewal of trade-mark registrations filed under authority of a proclamation under Public Law 517, July 17, 1946, 60 Stat. 568, need only comply with the conditions prescribed by the act of 1905, including the fee specified by the act of 1905, and the practice in effect prior to July 5, 1947.

k. Section 100.401 is amended by changing "January 1, 1948" in the last paragraph to "July 1, 1948."

l. Section 110.2 is amended by changing the words "has adopted and used" to "has adopted and is using."

m. Section 110.3 is amended by changing the words "has adopted and used" to "has adopted and is using."

n. Section 110.12 is amended by cancelling the last paragraph, which is unnumbered, of the note.

o. New § 110.26a, reading as follows, is established:

§ 110.26a *Affidavit under section 12 (c) by a corporation.*

To the Commissioner of Patents.

Registration No. ....

Dated.....

Act of.....

To.....

(Registrant)

....., being duly sworn, deposes and says that he is the.....

(Official title)

of....., a corporation organized under the laws of.....

(State or country)

located at..... under which organized)

and doing business at.....

(Business address)

that said corporation is the owner of Registration No. ...., above identified, as evidenced by the accompanying (1) ....., that said registration is now in force; that the trade-mark described therein is in use in commerce (2) ....., on each of the following goods named in said registration ....., and said corporation claims the benefits of the Trade-Mark Act of 1946 for said trade-mark.

(Power of Attorney)

The undersigned hereby appoints ....., of ....., State of ....., Registration No. .... (3) ....., its attorney (or agent) to file this affidavit with full power of substitution and revocation, and to transact all business in the Patent Office in connection therewith.

(Name of applicant)

By ....., (Full signature of officer)

(Official title)

STATE of ....., County of ....., ss:

Before me personally appeared ....., to me known to be the person described in the foregoing affidavit, who signed the said affidavit in my presence, and made oath before me to the allegations set forth therein on the ....., day of ....., 19....

(Notary Public)

NOTE 1: Abstract of title, or, title report, as the case may be.

NOTE 2: Specify the kind of commerce, such as: "among the several States"; "in commerce between foreign nations, and the United States"; or specify other commerce which may lawfully be regulated by Congress, as the case may be.

NOTE 3: If the attorney is not registered on the Patent Office Register, the power of attorney or a separate paper must recite the bar to which he has been admitted as required by section 100.42.

(Sec. 1, 41, 60 Stat. 427; 15 U. S. C. Sup. 1031, 1123)

[SEAL] LAWRENCE C. KINGSLAND,  
Commissioner of Patents.

Approved:

WILLIAM C. FOSTER,  
Acting Secretary of Commerce.

[F. R. Doc. 47-8793; Filed, Nov. 3, 1947; 8:50 a. m.]

## TITLE 43—PUBLIC LANDS: INTERIOR

### Chapter I—Bureau of Land Management, Department of the Interior

[Circular 1691]

#### PART 82—WATERS

#### PART 146—EXCHANGES OF PRIVATELY OWNED LANDS UNDER TAYLOR GRAZING ACT

#### PART 292—PUBLIC WATER RESERVES.

#### PART 297—EXECUTIVE ORDERS AND RELATED PUBLIC LAND ORDERS REFERRED TO IN CHAPTER I.

#### MISCELLANEOUS AMENDMENTS

The following sections in Chapter I are amended in order to show changes required by Public Land Order No. 399 of August 20, 1947, revoking Executive Order No. 1324½ of March 28, 1911, withdrawing certain public lands in the Territory of Alaska containing hot or medicinal springs, as amended by Executive Order No. 1893 of January 24, 1914, and in order to eliminate from the regulations the requirement that showings as to springs or waterholes must be made in affidavit form.

1. Section 82.1 is amended to read as follows:

§ 82.1 *Withdrawal of lands.* Every smallest legal subdivision of the public land surveys in Alaska which is vacant, unappropriated and unreserved public land and contains hot springs, or a spring the waters of which possess curative properties; and all land in the Territory within one-quarter of a mile of every such springs located on unsurveyed public land were, as of August 20, 1947, withdrawn from settlement, location, sale or entry and reserved for lease under the provisions of the act of March 3, 1925 (43 Stat. 1133) subject to valid existing rights.<sup>1</sup>

2. Section 82.2 is amended to read as follows:

<sup>1</sup>The lands were withdrawn and reserved as stated by Public Land Order No. 399 of August 20, 1947. Prior to that time the public lands in Alaska were affected by Executive Order No. 1324½ of March 28, 1911, as amended by Executive Order No. 1893 of January 24, 1914, which withdrew from settlement, location, sale or entry all tracts of public land in Alaska upon which are located hot springs or other springs, the waters of which possess curative medicinal properties, to the extent of 160 acres surrounding each spring, in rectangular form, with side and end lines equidistant, as near as may be from such spring or group of springs. See §§ 232.6, 237.9 and 237.19 of this chapter.

§ 82.2 *Showing required as to springs.* An applicant to enter or select public lands in Alaska situated outside of national forests must furnish a duly corroborated statement as to hot or medicinal springs, in accordance with 43 CFR 292.8.

3. Section 146.2 is amended by substituting the word "statements" for the word "affidavits" in the section headnote; by substituting the words "a statement" for the words "an affidavit" in the second paragraph; and by substituting the word "statement" for the word "affidavit" and the words "a statement" for the words "an affidavit" in the first and second sentences, respectively, of the third paragraph.

4. Section 292.3 is amended by substituting the word "statement" for the word "affidavit" in the first and last sentence.

5. Section 292.5 is amended by substituting the word "statement" for the word "affidavit" in the last two sentences.

6. Section 292.6 is amended by adding thereto the following:

By Public Land Order No. 399 of August 20, 1947, Executive Order 5389 was amended by deleting therefrom the words "exclusive of Alaska," so that the said order as amended applies to lands containing hot or medicinal springs in Alaska as well as elsewhere in the United States.

7. Section 292.7 is amended by deleting therefrom the words "exclusive of Alaska."

8. Section 292.8 is amended by inserting the words "or medicinal" after the word "hot" in the section headnote, by adding the words "or in the Territory of Alaska," after the word "State" in the first paragraph, and by deleting the words "made in affidavit form" in the last sentence of the second paragraph.

9. The title for Part 297 is amended to read: "Executive orders and related Public Land Orders referred to in Chapter I."

10. Sections 297.1 and 297.2 are revoked. (P. L. O. 399, Aug. 20, 1947)

11. The following is added as a footnote to § 297.9:

Amended so as to apply to Alaska by P. L. O. 399, August 20, 1947. See § 297.19.

12. A new section is added to Part 297, as follows:

§ 297.19 *Withdrawal of lands containing hot or medicinal springs, including public lands in Alaska.* Executive Order No. 1324½ of March 28, 1911, withdrawing certain public lands in the Territory of Alaska containing hot or medicinal springs, as amended by Executive Order No. 1883 of January 24, 1914, is hereby revoked; and Executive Order No. 5389 of July 7, 1930, withdrawing certain public lands containing hot or medicinal springs, exclusive of such lands in Alaska, is amended by deleting therefrom the words "exclusive of Alaska," so that the said order shall apply to lands containing hot or medicinal springs in both Alaska and the United States. Executive Order No. 5389, as herein amended, shall not apply to lands within National Forests. (P. L. O. 399, Aug. 20, 1947)

(R. S. 453, 2478; 43 U. S. C. 2, 1201, P. L. O. 399, Aug. 20, 1947, 12 F. R. 5780)

FRED W JOHNSON,  
Director

Approved: October 29, 1947.

C. GIRARD DAVIDSON,  
Assistant Secretary of the Interior

[F. R. Doc. 47-9788; Filed, Nov. 3, 1947;  
8:49 a. m.]

#### PART 162—LIST OF ORDERS CREATING AND MODIFYING GRAZING DISTRICTS

##### WYOMING GRAZING DISTRICT NO. 4

CROSS REFERENCE: For order affecting the tabulation contained in § 162.1, see Federal Register Document 47-9787 under Department of the Interior in the Notices section, *infra*, which takes precedence over, but does not modify the order establishing Wyoming Grazing District No. 4.

## TITLE 44—PUBLIC PROPERTY AND WORKS

### Chapter I—National Archives

#### PART 3—RESPONSE TO SUBPOENA DUCES TECUM OF OTHER DEMAND, AND AUTHENTICATION AND ATTESTATION OF COPIES OF ARCHIVES IN CUSTODY OF THE ARCHIVIST OF THE UNITED STATES

##### DESIGNATION OF AUTHORIZED OFFICIALS

Section 3.3 appearing in 12 F. R. 6272 is amended to read as follows:

§ 3.3 - *Designation of authorized officials.* The Director or Acting Director of any Records Office or the Director or Acting Director of Records Control of the National Archives is authorized to authenticate and attest for and in the name of the Archivist of the United States copies or reproductions of archives or records in the official custody of the Archivist. (48 Stat. 1123, 49 Stat. 1821, sec. 207, 53 Stat. 1065; 44 U. S. C. 300h)

[SEAL] WAYNE C. GROVER,  
Acting Archivist of the United States.

OCTOBER 29, 1947.

[F. R. Doc. 47-9822; Filed, Nov. 3, 1947;  
9:00 a. m.]

## TITLE 49—TRANSPORTATION AND RAILROADS

### Chapter I—Interstate Commerce Commission

[S. O. 778-A]

#### PART 95—CAR SERVICE

##### RAILROAD OPERATING REGULATIONS FOR CAR MOVEMENT

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of October A. D. 1947.

Upon further consideration of Service Order No. 778 (12 F. R. 6811) and good cause appearing therefor: It is ordered, That:

Service Order No. 778, *Railroad operating regulations for car movement* be, and it is hereby, suspended until 12:01 a. m., November 20, 1947.

It is further ordered, That this order shall become effective at 12:01 a. m., November 1, 1947; that a copy of this order and direction be served upon each State railroad regulatory body and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(Sec. 1, 24 Stat. 379, as amended, 40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL] W P BARTEL,  
Secretary.

[F. R. Doc. 47-9797; Filed, Nov. 3, 1947;  
8:50 a. m.]

[S. O. 785]

#### PART 97—ROUTING OF TRAFFIC

##### ROUTING AND COMPRESSION OF COTTON ORIGINATING ON TEXAS AND PACIFIC RAILWAY

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of October A. D. 1947.

It appearing, that there is an accumulation of cars loaded with cotton on the rails of The Texas and Pacific Railway Company at or en route to Dallas, Texas and west thereof, held or which will be held for compressing in transit, and for subsequent reshipment thence by the way of Fort Worth or Longview, Texas, and the International-Great Northern Railroad Company (Guy A. Thompson, Trustee) to Houston, Texas, or Galveston, Texas; that the inability of the compresses at Dallas, Texas and points west to process the unusual volume of cotton is unduly delaying and impeding the use, control, supply, movement, and distribution of such cars; in the opinion of the Commission an emergency exists requiring immediate action to prevent a shortage of equipment and congestion of traffic. It is ordered, that

§ 97.785 *Cotton at or en route to Dallas, Texas and west.* (a) (1) The Texas and Pacific Railway Company, a common carrier by railroad, subject to the Interstate Commerce Act shall forward immediately and transport all cars described in subparagraph (2) of this paragraph to Fort Worth or Longview, Texas, and there interchange said cars to the International-Great Northern Railroad Company (Guy A. Thompson, Trustee) a common carrier by railroad subject to the Interstate Commerce Act, which latter carrier shall forward immediately and transport said cars to Hearne, Tyler, Waco, Marlin or Houston, Texas, for



compressing in transit by compresses at those stations in accordance with the direction set forth in paragraph (b) of this section.

(2) All cars loaded with cotton on the rails of The Texas and Pacific Railway Company at or en route during this emergency to Dallas, Texas and west, held, or which will be held during this emergency, for compressing in transit by compresses at Dallas, Texas and west thereof and for subsequent reshipment by the way of Fort Worth or Longview, Texas, and the International-Great Northern Railroad Company (Guy A. Thompson, Trustee) to Houston, Texas, or Galveston, Texas.

(b) *Distribution of cars.* The International-Great Northern Railroad Company (Guy A. Thompson, Trustee) shall forward immediately, transport, and shall distribute said cars described in paragraph (a) of this section to the said compress facilities at Hearne, Tyler, Waco, Marlin, or Houston, Texas, in accordance with the indicated ability of said compresses, located at said cities, to unload cars promptly without undue detention, and shall thereafter forward and transport said shipments to the destination or port to which originally consigned.

(c) *Rates to apply.* The rates applicable to traffic forwarded and transported in accordance with the provisions of this order shall be the rates which would have applied had the cotton been compressed in transit at compresses Dallas, Texas and west.

(d) *Tariff provisions suspended.* The operation of all tariff rules or regulations insofar as they conflict with the provisions of this order is hereby suspended.

(e) *Announcement of suspensions.* The Texas and Pacific Railway Company and the International-Great Northern Railroad Company (Guy A. Thompson, Trustee) or their agents, shall publish, file, and post a supplement to each of their tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing the suspension required in paragraph (d) of this section.

(f) *Intrastate commerce.* The provisions of this order shall apply to intrastate commerce as well as interstate commerce.

(g) *Effective date.* This order shall become effective at 7:00 p. m., October 29, 1947.

(h) *Expiration date.* This order shall expire at 7:00 a. m., November 15, 1947,

unless otherwise modified, changed, suspended or annulled by order of the Commission.

It is further ordered, that a copy of this order be served upon the Railroad Commission of Texas; a copy of this order and direction shall be served upon The Texas and Pacific Railway Company, and the International-Great Northern Railroad Company (Guy A. Thompson, Trustee) and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(Sec. 1, 24 Stat. 379, as amended, 40 Stat. 101, secs. 402, 418; 41 Stat. 476, 425, secs. 4, 10; 54 Stat. 901, 912; 49 U. S. C. 1 (10)-(17), 15 (4))

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 47-9793; Filed, Nov. 3, 1947; 8:59 a. m.]

## PROPOSED RULE MAKING

### CIVIL AERONAUTICS BOARD

[14 CFR, Part 49]

TRANSPORTATION OF EXPLOSIVES AND  
OTHER DANGEROUS ARTICLES

NOTICE OF PROPOSED RULE MAKING

OCTOBER 29, 1947.

Pursuant to authority delegated by the Civil Aeronautics Board to the Safety Bureau notice is hereby given that the Bureau will recommend to the Board an amendment to Part 49 of the Civil Air Regulations pertaining to the transportation of explosives and other dangerous articles.

Part 49 of the Civil Air Regulations permits the transportation of samples, of lacquers, paints, and varnishes which have a flash point between 20 degrees and 80 degrees Fahrenheit. There are other materials which have the same characteristics and which can be carried with an equal degree of safety in air transportation. It is the purpose of this amendment to broaden the specification of acceptable inflammable liquids in specified quantities to include articles not previously accepted, but which can be transported in air commerce with an equal degree of safety.

It is proposed to amend § 49.2 (c) to read as follows:

§ 49.2 *Acceptable explosives and other dangerous articles.* \* \* \*

(c) Samples of aviation grade gasoline and oil and samples of inflammable liquids having a flash point of not less than 20 degrees Fahrenheit, excluding carbon bisulfide, ethyl chloride, ethylene oxide, nickel carbonyl, spirits of nitro-

glycerin, and zinc ethyl. Materials shall be packed in inside containers having a capacity of not more than one pint, or 16 ounces by weight, and the total amount transported in the aircraft shall not exceed one gallon. Inside containers shall be securely closed, sufficient in strength to prevent any leakage or distortion of the containers caused by change in temperature or altitude during transit, and so filled as to provide adequate outage. These containers shall be surrounded with and cushioned by fire-resistant material sufficient to absorb all of the liquid, and they shall be packed in substantial outside boxes. Samples of aviation fuel and oil carried in tanks complying with the fuel or oil tank installation provisions of the Civil Air Regulations are not required to comply with Part 49.

This amendment is proposed under the authority of Title VI of the Civil Aeronautics Act of 1938, as amended.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should be addressed to the Safety Bureau, Civil Aeronautics Board, Washington 25, D. C., for receipt within 30 days from the date of this public notice.

(Secs. 205 (a) 601-610, 52 Stat. 984, 1007-1012; 49 Stat. 425 (a) 551-560)

By the Safety Bureau.

[SEAL] JOHN M. CHAMBERLAIN,  
Acting Director.

[F. R. Doc. 47-9624; Filed, Nov. 3, 1947; 8:53 a. m.]

### FEDERAL COMMUNICATIONS COMMISSION

[47 CFR, Parts 2, 5, 10, 11, 13, 16, 17]

[Docket No. 8223]

OPERATION OF CERTAIN LICENSED RADIO  
STATIONS BY UNLICENSED PERSONNEL

THIRD SUPPLEMENTAL NOTICE OF PROPOSED  
RULE MAKING

OCTOBER 24, 1947.

In the matter of proposed changes in the rules and regulations governing the operation of certain licensed radio stations by unlicensed personnel.

1. Supplemental notice is hereby given of proposed rule making in the above-entitled matter.

2. On April 25, May 16, and May 26, 1947, the Commission released a notice and two supplemental notices of proposed rule making in the above-entitled matter. The final date for submitting comments on the proposal embodied in these Notices was June 16, 1947. All comments received have been considered, and as a result of such consideration the Commission has modified its original proposal. The substance of the modified proposal is set forth as attached hereto.

3. The effect of the modification is that the proposal to permit unlicensed persons to make antenna tuning and coupling adjustments of radio transmitters of mobile stations has been limited to only those mobile stations which are licensed in the Experimental Service looking to common carrier operation on a regular basis in the General Mobile Radio Service and to change in certain

respects the conditions under which unlicensed personnel may make those adjustments.

4. Any interested party who is of the opinion that the proposal herein referred to should not be adopted or should not be adopted in the form set forth herein may file with the Commission on or before December 15, 1947 a written statement or brief setting forth his comments. Before final action is taken, all comments received will be considered, and if any comments are received which appear to warrant the Commission in holding an oral argument, notice of the time and place of such oral argument will be given. Parties submitting comments should file an original and six copies thereof.

Adopted: October 23, 1947.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

It is proposed that Parts 2, 5, 10, 11, 13, 16, and 17 of the rules and regulations of the Federal Communications Commission be amended by incorporating therein provisions which will provide, in substance, as follows:

Until further order of the Commission and subject to the conditions herein-after stated, the provisions contained in section 318 of the Communications Act of 1934, as amended, are waived in so far as such provisions require any person to hold a radio operator license in order to operate the various classes of mobile or portable radio transmitting equipment authorized for use in the Experimental, Emergency, Miscellaneous, Railroad, and Utility Services (Parts 5, 10, 11, 16, and 17, respectively, of the Commission's rules), *Provided, however*:

1. This order shall not apply to any portable or mobile radio station engaging in communications in the international service (i. e., communications originating at or directed to any location beyond the territorial limits of the continental United States or of its territories or possessions, or communications with any foreign station wherever located) *Provided, however* That this order shall apply to radar stations licensed in the Experimental Service and installed on ships or aircraft.

2. This order shall not apply to any portable or mobile station using radio-telegraphy employing manual operation.

3. This order shall not apply to any portable or mobile station operating on frequencies below 25 megacycles unless such operation is subject to control by a licensed operator of an associated land station licensed to the same licensee.

4. This order shall not apply to any portable or mobile station being operated as a common carrier on frequencies below 30 megacycles.

5. This order shall not apply to any portable or mobile station licensed in the Experimental Service looking to common carrier operation on a regular basis other than in the General Mobile Radio Service.

6. This order shall not be construed to authorize any person who does not hold a valid first or second class radio operator license to make adjustments to any radio transmitting equipment except as provided in the following paragraph numbered 7.

7. Pursuant to paragraph numbered 6 above, within the territorial limits of the United States or its territories or possessions, antenna tuning and coupling adjustments of radio transmitting equipment of mobile stations licensed in the Experimental Service looking to common carrier operation on a regular basis in the General Mobile Radio Service, may be made by persons (including unlicensed personnel) who do not hold valid first or second class radio operator licenses who have been specially trained and designated by the station licensee to make such adjustments, *provided*, That:

(a) The particular transmitter is of a type which, as the result of having been checked and tested by the holder of a first or second class radio operator license, is known to have antenna tuning and coupling controls which can be adjusted throughout their range without causing any off-frequency operation or resulting in any other unauthorized emissions when attached to an antenna having the same over-all characteristics as the one to be used in regular service, and

(b) The particular transmitter, before installation, is completely and properly adjusted and checked (except for the final post-installation adjustment of the antenna circuit) by, or in the presence of, a first or second class licensed radio operator, and

(c) The particular transmitter is so designed that its controls intended to be used in adjusting the transmitter antenna tuning and coupling are readily identifiable and accessible at all times, and

(d) Except as provided in paragraph numbered 7 (e) below, immediately upon completion of the antenna circuit adjustments of the particular transmitter following its installation in a mobile unit, and prior to placing the mobile unit in service, the operating frequency of the transmitter is measured and the emissions checked from an appropriate location by the holder of a first or second class radio operator license to determine that such frequency and emissions are within the allowable tolerance for the particular service and class of station.

(e) In lieu of the post-installation check prescribed by paragraph numbered 7 (d) above, at the option of the station licensee, any transmitter which meets all of the requirements of paragraphs numbered 7 (a) (b) and (c) above, and which in addition thereto is of such design that the housing thereof may be, and in fact has been, sealed or locked to prevent tampering following completion of the adjustments and checking prescribed by paragraph numbered 7 (b) above, may be given a routine check to determine that it is capable of being satisfactorily received by an appropriate land station.

8. The foregoing provisions, insofar as they constitute a waiver of the operator license requirements of section 318 of the Communications Act of 1934, as amended, shall apply only to persons whose operation (including the adjustments authorized by paragraphs numbered 6 and 7 above) of a station is with the authority and on behalf of the station licensee.

[F. R. Doc. 47-9811; Filed, Nov. 3, 1947; 8:51 a. m.]

## NOTICES

### DEPARTMENT OF THE INTERIOR

#### Bureau of Land Management

##### WYOMING

#### AIR-NAVIGATION SITE WITHDRAWAL NO. 208, ENLARGED

By virtue of the authority contained in section 4 of the act of May 24, 1928, 45 Stat. 729 (49 U. S. C. 214), it is ordered as follows:

Subject to valid existing rights, the following-described public land near Kemmerer, Wyoming, is hereby withdrawn

from all forms of appropriation under the public land laws, and reserved for the use of the Civil Aeronautics Administration, Department of Commerce, in the maintenance of air-navigation facilities, as an addition to Air-Navigation Site Withdrawal No. 208, established September 8, 1943:

##### SIXTH PRINCIPAL MERIDIAN

T. 21 N., R. 116 W., sec. 22, SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ .

The area described contains 10 acres.

This order shall take precedence over, but shall not modify the order of the Acting Secretary of the Interior of Oc-

tober 31, 1936 establishing Wyoming Grazing District No. 4, so far as it affects the above-described land.

It is intended that the public land described herein shall be returned to the administration of the Department of the Interior when it is no longer needed for the purpose for which it is reserved.

C. GIRARD DAVIDSON,  
Assistant Secretary of the Interior

OCTOBER 29, 1947.

[F. R. Doc. 47-9787; Filed, Nov. 3, 1947; 8:48 a. m.]



**Geological Survey****SILVER LAKE AND TWIN LAKES, UTAH****RESERVOIR SITE RESTORATION NO. 18**

Departmental orders of August 23, 1889, and August 18, 1894, respectively, segregating and withdrawing Reservoir Site Utah No. 2, Silver Lake, and Reservoir Site Utah No. 3, Twin Lakes, are hereby revoked in compliance with the provisions of the act of March 3, 1891 (26 Stat. 1095), in so far as and to the extent that, they affect the following described land:

**SALT LAKE MERIDIAN, UTAH****RESERVOIR SITE NO. 2, SILVER LAKE**

T. 2 S., R. 3 E.,

Sec. 34,  $S\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}$ ,

Sec. 35,  $N\frac{1}{2}NW\frac{1}{4}SW\frac{1}{4}$ , and  $SW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$ .

The area described aggregates 50 acres.

**RESERVOIR SITE NO. 3, TWIN LAKES**

T. 2 S., R. 3 E.,

Sec. 34,  $NE\frac{1}{4}SW\frac{1}{4}SE\frac{1}{4}$ ,  $SE\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$ ,  $SE\frac{1}{4}$ , and  $S\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$ .

The area described aggregates 32.5 acres.

C. GIRARD DAVIDSON,

*Assistant Secretary of the Interior.*

OCTOBER 24, 1947.

[F. R. Doc. 47-9791; Filed, Nov. 3, 1947; 8:49 a. m.]

**DEPARTMENT OF LABOR****Wage and Hour Division**

[Administrative Order 384]

**SPECIAL HOMEWORK CERTIFICATES, AND CERTIFICATES FOR EMPLOYMENT OF HANDICAPPED WORKERS OR OF HANDICAPPED CLIENTS IN SHELTERED WORKSHOPS**

APPOINTMENT OF DIRECTOR AND ASSISTANT DIRECTOR OF FIELD OPERATIONS BRANCH AS AUTHORIZED REPRESENTATIVES TO GRANT, DENY OR CANCEL, IN PLACE OF AUTHORIZED REPRESENTATIVES PREVIOUSLY DESIGNATED

By virtue of, and pursuant to, the authority vested in me by the Fair Labor Standards Act of 1938 (52 Stat. 1060) I, Wm. R. McComb, Administrator of the Wage and Hour Division, United States Department of Labor, hereby designate and appoint the Director and Assistant Director of the Field Operations Branch as my authorized representatives with full power and authority, pursuant to the provisions of section 14 of the Fair Labor Standards Act of 1938 and Regulations, Parts 524, 525, and §§ 605.100-112, 607.100-112, 617.100-112, 621.100-113, 625.100-112, 628.100-112, and 633.100-112, as amended, Title 29, Chapter V Code of Federal Regulations, to grant or deny applications for sheltered workshop certificates, special certificates for the employment of handicapped workers or of handicapped clients in sheltered workshops, and special homework certificates, to sign, issue, and cancel special homework certificates, and certificates authorizing the employment of handicapped workers or of handicapped clients in sheltered workshops, and to take such other action as may be neces-

No. 216—2

sary or appropriate in connection therewith.

This order supersedes all previous orders heretofore issued by me or my predecessors in office insofar as such orders authorize certain designated officials of the national office of the Division to grant or deny applications for special home work certificates or certificates for the employment of handicapped workers or of handicapped clients in sheltered workshops and to sign, issue, and cancel such certificates under section 14 of the Fair Labor Standards Act of 1938 and the regulations cited above.

Effective October 29, 1947.

Signed at Washington, D. C., this 29th day of October 1947.

Wm. R. McComb,  
*Administrator.*

[F. R. Doc. 47-9823; Filed, Nov. 3, 1947; 9:11 a. m.]

**CIVIL AERONAUTICS BOARD**

[Docket No. SA-163]

**ACCIDENT AT BRYCE CANYON, UTAH****NOTICE OF HEARING**

In the matter of investigation of accident involving aircraft of United States Registry NC-37510 which occurred at Bryce Canyon, Utah, on October 24, 1947.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding that hearing is hereby assigned to be held on Wednesday, November 5, 1947, at 9:00 a. m. (local time) in the Garfield High School Auditorium, Panguitch, Utah.

Dated at Washington, D. C., October 31, 1947.

[SEAL]

W. K. ANDREWS,  
*Presiding Officer*

[F. R. Doc. 47-9851; Filed, Nov. 3, 1947; 8:56 a. m.]

**FEDERAL COMMUNICATIONS COMMISSION**

[Docket Nos. 8404, 8565]

GLENS FALLS PUBLICITY CORP. (WGLN)  
AND GRANITE STATE BROADCASTING CO.,  
INC.

**ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES**

In re applications of Glens Falls Publicity Corporation (WGLN), Glens Falls, New York, Docket No. 8404, File No. BML-1247; Granite State Broadcasting Co., Inc., Claremont, New Hampshire, Docket No. 8565, File No. BP-6141. for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 23d day of October 1947;

The Commission, having under consideration the above-entitled application of Granite State Broadcasting Company, Inc., requesting a construction permit for a new standard broadcast sta-

tion to operate on the frequency 1230 kc with 250 w power, unlimited time, at Claremont, New Hampshire; and

It appearing, that the Commission on June 11, 1947, designated for hearing the above application of Glens Falls Publicity Corporation (WGLN) (File No. BML-1247; Docket No. 8404) requesting an increase of power for Station WGLN from 100 w to 250 w for unlimited operation on 1230 kc, naming the licensees of Stations WJOY, Burlington, Vermont, WSNY, Schenectady, New York, and the permittee of Station WHUC, Hudson, N. Y., parties respondent thereto, and that hearing thereon has been scheduled for March 3, 1948, at Washington, D. C.

It is ordered, Pursuant to section 303 (a) of the Communications Act of 1934, as amended, that the said application of Granite State Broadcasting Company, Inc. be, and it is hereby, designated for hearing in a consolidated proceeding with the above-entitled application of Glens Falls Broadcasting Corporation at the time and place heretofore designated by the Commission, upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the other application in this proceeding, or in any other pending application for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Commission's order of June 11, 1947, designating the above-entitled application of Glens Falls Publicity Corporation (WGLN) for hearing be, and it is hereby, amended to include the application of

Granite State Broadcasting Company, Inc. (File No. BP-6141) and to add issue No. 7 above thereto.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 47-9808; Filed, Nov. 3, 1947;  
8:51 a. m.]

[Docket No. 8416]

PAWTUCKET BROADCASTING CO. (WFCI)

#### ORDER AMENDING ISSUES

In re application of Pawtucket Broadcasting Company (WFCI) Pawtucket, Rhode Island, Docket No. 8416, File No. BML-1249, for modification of license.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 14th day of October 1947;

The Commission having under consideration a petition filed on September 9, 1947, by the above-entitled applicant pursuant to § 1.102 of the Commission's rules and regulations, requesting reconsideration of the action of a Board of Commissioners denying on August 21, 1947, a petition for reconsideration and grant of the above-entitled application for modification of license to move the main studios of Station WFCI from Pawtucket to Providence, Rhode Island;

It appearing, that the said application was designated for hearing to determine the comparative needs of the cities of Pawtucket and Providence for broadcast service originating in local studios and whether a grant of said application would contribute a fair distribution of service to each, and to determine whether the proposed operation would comply with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations; and

It further appearing, that a Board of Commissioners on August 21, 1947, denied a petition of the said applicant which was filed on July 3, 1947, requesting reconsideration and grant of the said application and that the petition of September 9, 1947, presents no new facts or reasons to show wherein the aforementioned action of the Board of Commissioners was in error;

It is ordered, That the said petition filed on September 9, 1947, be, and it is hereby, denied and the action of the Board of Commissioners on August 21, 1947, denying the said petition of July 3, 1947, be, and it is hereby, affirmed.

It is further ordered, That the Commission's order dated June 11, 1947, designating the above-entitled application for hearing, be, and it is hereby, amended to include the following issue:

3. To determine whether the present operation of Station WFCI is in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations, with particular reference to § 3.12 of the rules, and to determine the nature and source of locally produced

programs at said station and the percentage of such programs originating in the City of Pawtucket.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 47-9809; Filed, Nov. 3, 1947;  
8:51 a. m.]

[Docket Nos. 8568-8573]

PILGRIM BROADCASTING CO. ET AL.

#### ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Pilgrim Broadcasting Company, Boston, Massachusetts, Docket No. 8568, File No. BP-5362; Beacon Broadcasting Company, Inc., Boston, Massachusetts, Docket No. 8569, File No. BP-5912; Boston Radio Company, Inc., Boston, Massachusetts, Docket No. 8570, File No. BP-6118; Continental Television Corporation, Boston, Massachusetts, Docket No. 8571, File No. BP-6119; Joseph Solimene, Boston, Massachusetts, Docket No. 8572, File No. BP-6120; Bunker Hill Broadcasting Company, Boston, Massachusetts, Docket No. 8573, File No. BP-6121. for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 15th day of October 1947;

The Commission having under consideration the above-entitled applications of Continental Television Corporation, Joseph Solimene and Bunker Hill Broadcasting Company, each requesting a construction permit for a new standard broadcast station to operate on 950 kc, with 1 kw power, daytime only, at Boston, Massachusetts and Beacon Broadcasting Company, Inc., Pilgrim Broadcasting Company, and Boston Radio Company, Inc., each requesting a construction permit for a new standard broadcast station to operate on 950 kc, with 5 kw power, daytime only, at Boston, Massachusetts;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, to be held at Boston, Massachusetts on December 15, 1947, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the individual applicant, and of the applicant corporations, their officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operations of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed stations would in-

volve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations would involve objectionable interference, each with the others, or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 47-9807; Filed, Nov. 3, 1947;  
8:51 a. m.]

#### LIFEBOAT EQUIPMENT

#### MODIFICATION OF INTERNATIONAL RADIO REGULATIONS

OCTOBER 16, 1947.

Attention is invited to the amendment of Part 8 of the Federal Communications Commission's rules and regulations governing ship service and related lifeboat antenna kite and balloon requirements adopted by this Commission on August 21, 1947, which became effective September 1, 1947 (12 F. R. 5816). The effect of this action permits those ships which are required by the Safety of Life at Sea Convention or by the Coast Guard to carry lifeboat radio installations to have either of two possible non-portable types of installations. One type of installation is the same as that permitted before the war. The other type of installation is one of the types of non-portable installations which was permitted during the war for use in lieu of portable installations.

It should be noted that under revised § 8.205 (b) (1) of these rules, the newly authorized optional lifeboat radio transmitter must be capable of generating types A-2 and A-3 emission on 500 kc and types A-1 and A-3 emission on 8280 kc. Section 8.205 (c) (2) provides that the receiver shall be capable of responding to types A-2 and A-3 emission on 500 kc and on all frequencies in the range 8100 to 8600 kc.

The International Radio Conference, which has recently concluded its meeting at Atlantic City, New Jersey, has approved a change in the International Radio Regulations which specifies the radio frequency or frequencies and type or types of emission for a lifeboat radio

installation compulsorily provided as a result of international agreement, as well as for lifeboats, liferafts, or other survival craft provided voluntarily. The pertinent provisions read as follows:

**LIFEBOAT, LIFERAFT AND SURVIVAL CRAFT STATIONS**

(1) Any installation used on board a lifeboat, a liferaft, or a survival craft, compulsorily provided with radio apparatus as a result of an international agreement, must be capable of transmitting by radio-telegraphy on the frequency 500 kc/s, preferably class A-2 emission. In cases where the equipment provides for the use of frequencies between 4,000 and 23,000 kc/s, it must be able to transmit on the frequency 8,364 kc/s, preferably class A-2 emission. If the equipment includes a receiver, it shall be able to receive on 500 kc/s, preferably class A-2 emission, and, in the case where the transmitter employs frequencies between 4,000 and 23,000 kc/s, and a receiver is provided, it must be able to receive classes A-1 and A-2 emissions throughout the band 8,266 kc/s to 8,745 kc/s.

Although the above provisions of the International Radio Regulations will not become effective for a certain period of time, the Commission desires to bring this matter to your attention at this time so that you may be aware of the differences between the Commission's present rules and the newly adopted international requirements. The Commission will be required in due course of time to bring its rules into necessary conformity with the international requirements.

It is, therefore, suggested that all interested parties, and manufacturers in particular, guide themselves accordingly in order that new equipments using presently authorized frequencies and types of emission may be so designed that they can, when necessary, be readily adjusted to the different frequencies and types of emission referred to above, and in order that plans may be formulated so as to permit any adjustments of old apparatus that must be made.

By direction of the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 47-9810; Filed, Nov. 3, 1947;  
8:47 a. m.]

## FEDERAL POWER COMMISSION

[Docket No. G-724]

UNITED GAS PIPE LINE CO.

NOTICE OF ORDER GRANTING MOTION TO VACATE PORTION OF CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

OCTOBER 29, 1947.

Notice is hereby given that, on October 28, 1947, the Federal Power Commission issued its order entered October 28, 1947, modifying the certificate of public convenience and necessity entered July 2, 1946, in the above-designated matter.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 47-9789; Filed, Nov. 3, 1947;  
8:49 a. m.]

[Docket Nos. IT-6087-IT-6090]

BONNEVILLE PROJECT, COLUMBIA RIVER,  
WASHINGTON-OREGON

NOTICE OF ORDER CONFIRMING AND APPROVING TEMPORARY RATE SCHEDULES

OCTOBER 30, 1947.

Notice is hereby given that, on October 29, 1947, the Federal Power Commission issued its order entered October 28, 1947, confirming and approving temporary rates and charges contained in contracts between the Bonneville Power Administration and the Portland General Electric Company; Puget Sound Power & Light Company; Pacific Power & Light-Washington Water Power Companies, and Mountain States Power Company, in the above-designated matters.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 47-9802; Filed, Nov. 3, 1947;  
8:52 a. m.]

[Docket No. IT-6592]

COMMUNITY PUBLIC SERVICE CO.

NOTICE OF ORDER AUTHORIZING AND APPROVING ISSUANCE OF PROMISSORY NOTES

OCTOBER 29, 1947.

Notice is hereby given that, on October 29, 1947, the Federal Power Commission issued its order entered October 29, 1947, authorizing and approving issuance of promissory notes in the above-designated matter.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 47-9793; Filed, Nov. 3, 1947;  
8:49 a. m.]

## INTERSTATE COMMERCE COMMISSION

[S. O. 396, Special Permit 336]

RECONSIGNMENT OF POTATOES AT ST. LOUIS,  
MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F. R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at St. Louis, Mo., October 24, 1947, by Trautman & Squeri, of car PFE 73139, potatoes, now on the Missouri Pacific, to Trautman & Squeri, Cincinnati, Ohio (B&O).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it

with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 27th day of October 1947.

HOMER C. KING,  
Director,  
Bureau of Service.

[F. R. Doc. 47-9793; Filed, Nov. 3, 1947;  
8:50 a. m.]

[S. O. 396, Special Permit 337]

RECONSIGNMENT OF TOMATOES AT CHICAGO,  
ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F. R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Chicago Produce Terminal, Chicago, Ill., October 23, 1947, by J. Frankina & Co., of cars SRD 25391 and PFE 51424, tomatoes, now on the Chicago Produce Terminal to Yeckes Eichenbaum, New York City (PRR).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 27th day of October 1947.

HOMER C. KING,  
Director  
Bureau of Service.

[F. R. Doc. 47-9290; Filed, Nov. 3, 1947;  
8:50 a. m.]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 7-1002]

ST. REGIS PAPER CO.

FINDINGS AND ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 29th day of October A. D. 1947.

The Boston Stock Exchange has made application to the Commission pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 for permission to extend unlisted trading privileges to the Common Stock, \$5.00 Par Value, of St. Regis Paper Company.

After appropriate notice and opportunity for hearing and in the absence of any request by any interested person

for hearing on this matter, the Commission on the basis of the facts submitted in the application makes the following findings:

(1) That this security is listed and registered on the New York Stock Exchange; that the geographical area deemed to constitute the vicinity of the Boston Stock Exchange is the New England States exclusive of Fairfield County Connecticut; that out of a total of 5,170,714 shares outstanding, 200,932 shares are owned by 1,087 shareholders in the vicinity of the Boston Stock Exchange; and that in the vicinity of the Boston Stock Exchange there were 744 transactions involving 79,210 shares from July 1, 1946 to June 30, 1947;

(2) That sufficient public distribution of, and sufficient public trading activity in, this security exist in the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest and for the protection of investors; and

(3) That the extension of unlisted trading privileges on the applicant exchange to this security is otherwise appropriate in the public interest and for the protection of investors.

Accordingly it is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the application of the Boston Stock Exchange for permission to extend unlisted trading privileges to the Common Stock, \$5.00 Par Value, of St. Regis Paper Company be, and the same is, hereby granted.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 47-9786; Filed, Nov. 3, 1947;  
8:48 a. m.]

[File Nos. 59-11, 59-17, 54-25]

UNITED LIGHT AND RAILWAY CO. ET AL.

NOTICE OF FILING OF AMENDMENT TO PLAN  
AND ORDER RECONVENING HEARING AND  
SETTING POST HEARING PROCEDURE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 28th day of October A. D. 1947.

In the matter of the United Light and Railway Company, American Light & Traction Company et al. respondents and applicants, File Nos. 59-11, 59-17 and 54-25.

United Light and Railways Company ("Railways") a registered holding company, and its subsidiary, American Light & Traction Company ("American Light") also a registered holding company, having filed an application, designated Application No. 31, for approval of a Plan pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 ("Act") to effectuate compliance with the Order of the Commission entered August 5, 1941 under Sections 11 (b) (1) and 11 (b) (2) of the act; and the Commission having on July 14, 1947 issued a notice of filing and order for hearing (Holding Company Act Release No. 7570) summarizing the principal

provisions of the said application and plan, designating the issues raised thereby, and ordering a hearing thereon; and Railways and American Light having filed an amendment, designated First Amendment to Application No. 31, modifying the application and plan, and the Commission having on September 22, 1947 issued a notice of filing and order for hearing with respect thereto (Holding Company Act Release No. 7729) summarizing the amendments to the plan; and

Public hearings having been held on the plan, as amended, pursuant to said orders, and during the course of said public hearings the Public Utilities Division having moved the Commission to dismiss the plan, as amended, on the ground that the schedule for the divestments proposed by the plan, as amended, was not sufficiently expeditious to satisfy the standards of section 11 of the act, and the Commission having heard oral argument on the motion and having issued its memorandum opinion on October 15, 1947 (Holding Company Act Release No. 7778) in which it denied the motion without prejudice to its later renewal and stated its tentative view that the plan, as amended, did not satisfy the standards of section 11 of the act on the issue presented by the motion and directed that hearings continue to completion; and further hearings having been held in accordance with this direction of the Commission and upon completion of said hearings the record having been closed, except for the purpose of receiving such additional amendments to the plan, as amended, as Railways and American may file;

Notice is hereby given that on October 28, 1947, Railways and American Light filed an amendment, designated second amendment, to Application No. 31 further modifying the application and plan, as amended.

All interested parties are referred to the said second amendment to Application No. 31, copies of which are on file in the offices of the Commission for a detailed statement of the transactions therein proposed. The plan, as modified by said second amendment, proposes, in summary, as follows:

1. American Light shall continue as a registered holding company owning an integrated gas utility system, which will include the properties owned by Michigan Consolidated, Milwaukee Gas Light Company and Milwaukee Solvay Coke Company, the properties to be owned and operated by Michigan-Wisconsin Pipe Line Co. ("Michigan-Wisconsin") and by Austin Field Pipe Line Company ("Austin Field") and such additional properties as may hereafter be acquired by American Light or its subsidiaries with the approval of such State and Federal regulatory bodies as may have jurisdiction over such acquisitions.

2. During the year 1948, American Light will discontinue the payment of cash dividends on its common stock and pay dividends on such stock in The Detroit Edison Company ("Detroit Edison") stock. Such dividends will be paid quarterly on the basis of one share of Detroit Edison stock for each 75 shares of American Light common stock. In

such distributions, cash shall be paid in lieu of fractional shares or scrip.

3. To the extent which may be necessary, resources and credit of American Light will be utilized to assist in financing the new pipe line system. The common stock to be issued by the two pipe line companies will be retained in the integrated system and senior securities of those companies will be issued to others. Construction funds will be needed by the pipe line companies at various intervals and the funds to be invested by American Light in the pipe line enterprise will be provided (a) from cash now on hand, (b) from cash accumulated by virtue of the discontinuance of cash dividends on common stock and (c) from the sale of shares of Detroit Edison stock. To this end, and without making further application to the Commission:

(i) From time to time as funds are needed for the construction of its proposed pipe line, Michigan-Wisconsin shall have authority to issue and sell up to 250,000 shares of its common stock (par value \$100 per share) to American Light, which shall have authority to purchase such shares for cash at the par value thereof;

(ii) Michigan Consolidated shall have authority to issue and sell 285,714 shares of its common stock (par value \$14 per share) to American Light, which shall have authority to purchase such shares for cash at the par value thereof;

(iii) Michigan Consolidated shall have authority to purchase for cash the 25 shares of common stock of Austin Field Pipe Line Company now outstanding from the holders thereof at \$100 per share;

(iv) Austin Field Pipe Line Company shall have authority to issue and sell 29,975 shares of its common stock (par value \$100 per share) to Michigan Consolidated, which shall have authority to purchase such shares for cash at the par value thereof;

(v) From time to time, as funds are needed for the construction of its proposed pipe line, Austin Field Pipe Line Company shall have authority to borrow up to \$6,500,000 from banks upon substantially the terms and conditions heretofore stated in the record of the proceedings and to issue its promissory notes to evidence funds so borrowed; and Michigan Consolidated shall be authorized to agree to purchase such notes upon substantially the terms and conditions heretofore stated in the record of the proceedings; and

(vi) Immediately upon receiving an order of approval of the Commission therefor, American Light shall proceed to sell 450,000 shares of common stock of Detroit Edison. The net proceeds derived from such sale will be invested in the common stock of Michigan-Wisconsin and Michigan Consolidated or used to reimburse the treasury of American Light for other funds so invested. In connection with such sale, American Light shall have authority, subject to provisions contained in the plan, as amended, for notice to the Securities and Exchange Commission, to purchase on the New York Stock Exchange a limited number of shares of Detroit Ed-

son stock, for stabilization purposes, as more fully set forth in the plan, as amended.

During the year 1948, American Light shall apply for permission to sell such additional number of shares of Detroit Edison as shall be necessary to enable American Light to complete its investment in the common stock of Michigan-Wisconsin pursuant to clause (i) of this paragraph.

4. All shares of common stock of Detroit Edison not distributed or reserved for distribution as dividends upon the common stock of American Light pursuant to paragraph 2 or sold pursuant to paragraph 3 shall also be disposed of by American Light prior to December 31, 1948. A sufficient number of such shares may be sold to provide funds to meet the reasonably foreseeable needs of American Light and its subsidiaries and such shares of Detroit Edison as may then remain shall be distributed pro rata to the common stockholders of American Light as soon as practicable after expiration of the offer to be made by American Light pursuant to paragraph 5. Supplemental applications covering the transactions provided for in this paragraph shall be filed with the Commission.

5. American Light shall purchase at \$33 per share (plus an amount equal to the unpaid accrued dividends) all shares of preferred stock of American Light tendered to it for sale at such price within the 30-day period immediately following the date the offer to purchase becomes effective. The offer to purchase shall become effective on a date to be fixed by American Light, which date shall be as early as practicable after the Commission's order approving the plan and authorizing the purchase of such stock has been entered and in any event not later than 15 days after said order shall no longer be subject to judicial review.

6. To provide the cash to be used in purchasing shares of its preferred stock pursuant to paragraph 5, and solely for that purpose, American Light shall borrow up to \$15,000,000 from banks or banks and insurance companies to be selected by American Light, such borrowing to be evidenced by 10-year serial notes. In case the amount borrowed is \$7,000,000 or less, the notes shall have annual maturities aggregating \$350,000 for each of the first five years and \$700,000 for each of the succeeding four years. In case the amount borrowed is more than \$7,000,000 but less than \$10,000,000, the notes shall have annual maturities aggregating \$400,000 for each of the first five years and \$800,000 for each of the succeeding four years. In case the amount borrowed is \$10,000,000 or more, the notes shall have annual maturities aggregating \$500,000 for each of the first five years and \$1,000,000 for each of the succeeding four years. The interest rate to be borne by the notes and other terms and provisions thereof to the extent they are not fixed herein shall be subject to the subsequent approval of the Commission.

7. As soon as practicable after the offer to be made by American Light pursuant to paragraph 5 becomes effective, the common stock of Madison Gas and Electric Company (Madison Gas) shall

be distributed pro rata to the common stockholders of American Light.

8. Railways, prior to December 31, 1948, shall dispose of all shares of preferred and common stock of American Light held by it and all shares of Detroit Edison and Madison Gas received by it in distributions made by American Light. In this connection, the following transactions will be consummated:

(i) For the last quarter of 1947 (if possible) and during the year 1948, Railways shall discontinue the payment of cash dividends on its common stock and begin to pay dividends on such stock in common stock of American Light. Such dividends, as long as feasible, will be paid quarterly on the basis of one share of American Light common stock for each 55 shares of Railways' common stock. In such distributions, cash shall be paid in lieu of fractional shares or scrip.

(ii) Railways shall tender its shares of preferred stock of American Light for sale to that company in accordance with the offer to be made by American Light pursuant to paragraph 5.

(iii) As soon as practicable after the plan has been approved by the Commission and the prior preferred stock of Railways has been called for redemption as contemplated by paragraph 9, Railways shall offer its common stockholders the right to purchase shares of common stock of American Light at \$12 per share (or such lower price as may be fixed by the Board of Directors of Railways) on the basis of one share of American Light common stock for each five shares of Railways' common stock outstanding. The other terms and conditions of such offer (and the terms and conditions of the offer to be made pursuant to clause (iv) of this paragraph) shall be submitted to the Commission for its subsequent approval.

(iv) An additional offering of shares of common stock of American Light shall be made by Railways to its common stockholders during the latter part of 1948 on the basis of one share of American Light common stock for each five shares of Railways' common stock outstanding.

(v) Cash accumulated by Railways as a result of the payment of dividends in kind pursuant to clause (i) of this paragraph and the net cash proceeds received by Railways from the sale of preferred and common stock of American Light pursuant to clauses (ii), (iii) and (iv) and from the sale of shares of Detroit Edison and Madison Gas shall be applied by Railways to the payment of its presently outstanding \$25,000,000 bank loan.

9. As soon as practicable after approval of the plan by the Commission, Railways shall borrow \$28,500,000 from banks, insurance companies or other investors by issuing 15-year serial notes (or other obligations) having annual maturities (or sinking fund requirements) aggregating \$1,500,000 and a final maturity of \$7,500,000 due fifteen years from the date of the notes. The notes shall contain appropriate provisions requiring that the net cash proceeds realized by Railways from the sale of any of its investments, other than government securities, shall (after its \$25,000,000 bank loan now outstanding has been paid in full) be applied to re-

duce the final maturity of \$7,500,000 to \$1,500,000; *Provided, however*, That the proceeds of any sale upon which Railways realizes less than \$100,000 need not be applied to reduce the amount of said final maturity. The funds borrowed pursuant to this paragraph shall be used to redeem, at the voluntary redemption prices applicable thereto, all shares of Railways' outstanding prior preferred stock and to provide funds for the payment of the presently outstanding bank loan of Continental Gas & Electric Corporation, a subsidiary holding company in the Railways system, which loan, on January 2, 1948, will aggregate \$8,946,700 in principal amount. In this connection, Railways will invest \$9,000,000 in the common stock of Continental Gas & Electric Corporation to enable that company to pay off its bank loan. The interest rate to be borne by the notes to be issued by Railways pursuant to this paragraph and other terms and conditions thereof to the extent they are not fixed herein shall be subject to the subsequent approval of the Commission.

10. At or prior to the time shares of American Light are offered for sale by Railways pursuant to paragraph 8 (iv) all interlocking of officers and directors and all contractual relations between the American Light system and the Railways system shall be terminated.

11. Separate applications covering the senior securities to be issued by Michigan-Wisconsin will be filed at or about the time such securities are proposed to be issued and sold.

12. The restriction contained in the Commission's order of November 28, 1945, limiting the amount of dividends which may be paid on Railways common stock shall be terminated.

13. The fees and expenses in connection with the plan shall be subject to the jurisdiction of the Commission. Railways and American Light will pay such fees and expenses incurred in connection with the plan as the Commission may award and determine shall be paid by those companies.

14. After the plan has been approved, the Commission, if it determines that it is necessary or advisable to do so, may extend the time within which any transaction contemplated by the plan must be consummated and may authorize such other changes as may be necessary to insure expeditious consummation of the plan in a feasible manner.

15. The applicants request that in case the Commission cannot, at an early date, enter an order approving the plan in its entirety, that in such event the Commission enter a separate order, or orders, as promptly as possible, authorizing (a) the immediate investment by American Light from treasury funds now on hand of \$4,000,000 in the common stock of Michigan-Wisconsin and (b) the prompt sale by American Light of 450,000 shares of common stock of Detroit Edison.

It appearing appropriate that notice of the filing of the second amendment to the plan be given, and that an opportunity be afforded to all persons having an interest in these proceedings to present to the Commission their views as to whether the plan, as amended, should be approved and the relief sought therein be granted:



*It is ordered,* That the hearings in this proceeding be reconvened for the limited purpose of taking such additional relevant material, and competent evidence as is required by the filing of the second amendment. The hearings shall be reconvened for such purpose at 10:00 a. m., e. s. t., on November 3, 1947, in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as may be designated on that day by the hearing room clerk in Room 318; and

*It is further ordered,* That, notwithstanding any provisions of the rules of practice promulgated by the Commission to the contrary, parties, participants, and all other interested persons shall present orally to the Commission on November 13, 1947 their views and arguments with respect to the matters involved in the said plan, as amended, and that briefs supplementing such oral presentation may be filed with the Secretary of the Commission not later than November 17, 1947.

*It is further ordered,* That William W. Swift, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing and is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a hearing officer under the Commission's rules of practice.

*It is further ordered,* That the Secretary of the Commission shall serve notice of the filing of the second amendment and the procedure designated herein by mailing copies of this notice and order by registered mail to applicants herein (Railways and American Light) Michigan Public Service Commission, Wisconsin Public Service Commission, Federal Power Commission, all persons who entered appearances at the hearings upon Application No. 21 and Application No. 31, and that notice to all other persons shall be given by publication of this notice and order in the FEDERAL REGISTER, and by a general release of the Commission distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935.

*It is further ordered,* That Railways shall forthwith mail a copy of this notice to each of its common stockholders of record at his last known address and American Light shall forthwith mail a copy of this Notice to each of its preferred and common stockholders of record at his last known address.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 47-9784; Filed, Nov. 3, 1947;  
8:48 a. m.]

[File No. 70-1654]

UNION ELECTRIC CO. OF MISSOURI AND  
UNION ELECTRIC POWER CO.

#### NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission held at its

office in the City of Philadelphia, Pa., on the 28th day of October 1947.

Notice is hereby given that Union Electric Company of Missouri ("Union of Missouri"), a registered holding company and a public utility company and a subsidiary of The North American Company, also a registered holding company, and Union Electric Power Company ("Union Power") a public utility subsidiary of Union of Missouri, have filed a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935 ("Act") and have designated sections 6 (b) 9 (a) and 10 of the act and Rule U-44 of the rules and regulations promulgated under said act as applicable to the proposed transactions.

Notice is further given that all interested persons may, not later than November 19, 1947, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said application-declaration, which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. At any time after 5:30 p. m., e. s. t., on November 19, 1947, said application-declaration, as filed or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said application-declaration which is on file with this Commission for a statement of the transactions therein proposed which may be summarized as follows:

Union Power proposes to issue and sell and Union of Missouri proposes to buy, from time to time, 250,000 additional shares of common stock, par value \$20 per share, of Union Power for the purpose of financing the construction program of Union Power. The aggregate amount to be paid by Union of Missouri for this additional common stock of Union Power will be \$5,000,000. All such additional common stock of Union Power will be pledged by Union of Missouri with the Trustee under Union of Missouri's Mortgage and Deed of Trust securing its First Mortgage and Collateral Trust Bonds under which there is presently pledged all the issued and outstanding capital stock of Union Power. The applicants-declarants state that Union Power is prohibited by the terms of Union of Missouri's Mortgage and Deed of Trust from selling any securities except to Union of Missouri and therefore the proposals herein are designed to provide for Union Power's construction program pending public financing by Union of Missouri.

Applicants-declarants state that Union Power has made application to the Illinois Commerce Commission for its consent to the issue and sale of said 250,000 additional shares of common stock, par

value \$20 per share and that Union of Missouri has made application to the Public Service Commission of the State of Missouri for authority to acquire, from time to time, said 250,000 additional shares of common stock of Union Power.

The applicants-declarants request that the Commission's order herein be issued and become effective before December 1, 1947.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 47-9785; Filed, Nov. 3, 1947;  
8:48 a. m.]

## DEPARTMENT OF JUSTICE

### Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 830, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 9930]

WILHELMINE AICHELE

In re: Estate of Wilhelmine Aichele, deceased. File No. D-28-11876; E. T. sec. 16077.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Frieda Pfister, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany),
2. That the children, names unknown, of Frieda Pfister, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany),
3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the estate of Wilhelmine Aichele, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany),
4. That such property is in the process of administration by Christiane Strebel, as executrix, acting under the judicial supervision of the Surrogate's Court of Kings County, State of New York;

and it is hereby determined:

5. That to the extent that the person identified in subparagraph 1 hereof and the children, names unknown, of Frieda Pfister, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.



The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 7, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 47-9812; Filed, Nov. 3, 1947;  
8:47 a. m.]

[Vesting Order 9931]

JOHN BOOKJANS

In re: Estate of John Bookjans, deceased. D-28-10781, E. T. sec. 15123.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Heinrich Bookjans, Elizabeth Bookjans Tobben, Christine Bookjans Lembeck, Maria Bookjans Hilkenbrook, Ludmilla Bookjans Harendza and Gerhard Tobben, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the estate of John Bookjans, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by R. Edward Tepe, as administrator de bonis non, acting under the judicial supervision of the Probate Court of Hamilton County, Ohio;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 7, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 47-9813; Filed, Nov. 3, 1947;  
8:47 a. m.]

[Vesting Order 9930]

ERNEST F. GROSS

In re: Estate of Ernest F. Gross, deceased. File D-28-9120; E. T. sec. 11754.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Margarete Gross Loether, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the person identified in subparagraph 1 hereof in and to the estate of Ernest F. Gross, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany),

3. That such property is in the process of administration, by Marie G. Dudley, as executrix, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

and it is hereby determined:

4. That to the extent that the person identified in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 7, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 47-9814; Filed, Nov. 3, 1947;  
8:47 a. m.]

[Vesting Order 9943]

WILHELMINA LAMPING

In re: Estate of Wilhelmina Lamping, deceased. File No. D-28-11690; E. T. sec. 15904.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Diedrich Juergens and Mary Brockmann, whose last known address is Germany, are residents of Germany

and nationals of a designated enemy country, (Germany),

2. That the issue, names unknown, of Diedrich Juergens, and the issue, names unknown, of Mary Brockmann, who there is a reasonable cause to believe are residents of Germany, are nationals of a designated enemy country, (Germany)

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the estate of and the trust created under the will of Wilhelmina Lamping, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country, (Germany)

4. That such property is in the process of administration by Elise Soltmann, as executrix and trustee, acting under the judicial supervision of the Hudson County Surrogate's Court, State of New Jersey;

and it is hereby determined:

5. That to the extent that the persons identified in subparagraph 1 and the issue, names unknown, of Diedrich Juergens, and the issue, names unknown, of Mary Brockmann, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 7, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 47-9815; Filed, Nov. 3, 1947;  
8:47 a. m.]

[Return Order 51]

NICHIBEI KINEMA CO.

Having considered the claim set forth below and having issued a Determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the Determination, including all royalties paid to this Office under licenses to exhibit such property, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant and claim No.. Nichibel Kinema Co.; Los Angeles, Calif. Claim No. 4390.

Notice of intention to return published:  
12 F. R. 4157, June 26, 1947.

Property and location: Seventy Japanese films in Washington, D. C., and New York, N. Y., identified as follows:

Title	No. of reels
Aka no Kyojima	2
Akatsuki ni Inoru	12
Akiba no Himatsuri	6
Akogare	8
Ani to Sono Imoto	9
Atarashiki Kazoku	7
Boku wa Dareda (Boku wa Tareda)	8
Byaku Ran no Uta	9
Chichii Nomigo Sazen Goku (Chinomigo Sanzengoku)	8
Chokarato to Hetai (Chocolate to Hetai)	8
Dai no Haha (Daini no Haha)	4
Dan Juro no Katsu (Danjuro no Kachi)	6
Dokufu	4
Edogawa Ranzan	8
Elga Emaki	8
Elko no Iye	4
Gonin no Kyodai	10
Hada Kano Kyokasho (Hadaka no Kyokasho)	9
Hana Aru Hyoga	2
Himawari Musme	8
Hi no Maru Basha	4
Hisho no Shinnen	6
Irezumi Hangan	12
Ishidori Naru (Ishido Maru)	3
Julsei Keiba (Jinsei Keiba)	8
Kappore Taieki	6
Kekkon no Tenki Zu (Kekkon Tankizu)	8
Kibo no Niji	5
Kodomo no Shiki	8
Kofuko no Sugawo	8
Komori Yasu	4
Kotai no Bakuon	5
Kuwa no Mi wa Akai	9
Mago Uta Senryo	6
Mangan no Asa	6
Mazo Hyakumanryo	8
Mugan no Takara	4
Nijitatsu Oka	6
Nippon no Tsuma (Episode I)	8
Nobuko	8
Onna Masumasu Sakan Nari	4
Onna Dake no Kimochi	8
Onna Kancho	6
Onna no Yui	8
Ronin Fubuki	2
Shimizu Jirocho	10
Shogun no Mago	8
Shuppatsu	10
Shuzaya Arashi	2
Tabigasa Dochu	14
Teru hi Kumori (Teru hi Kumori Hi)	8
Tokyo Rhapsody	8
Wakagusa	11
Ware Moka (Waremo Kou; Waremo Kow (Zenpen) Waremo Kow (Yokokuhen))	16
Wasurarenu Hitomi	8
Yakuza Kiji	4
Yamanouchi Kazutoyo no Tsuma	8
Yobu Ko Tori (Yobi Kodori)	12
Bikkuri Jinsei (Enoken no Bikkuri Jinsei)	6
Dairiku Tosshin (Part I) (Enoken no Dairiku Tosshin)	6
Hokaiho (Enoken no Hokaiho)	8
Kaido Henge Ki (a silent picture) (Kaido Henge Roku)	7
Puropera Ojisan (Propeler Oyaj)	8
Waka Tsuma no Yume (Wakaba no Ume)	8
Aizen Kochiyama (Aizen Kojinyama)	7
Gatchiri Jidai (Enoken no Gatchiri Jidai)	7
Oyakodori	7
Roppa no Otochan	7
Roppa no Komoriuta	7
Uramachi no Haru	5

All right, title and interest, presently owned by the Attorney General, in and to the following Japanese films, the physical location of which is unknown:

Title
Aijo Ichiro:
Aisohjin Roku.
Aikoku Rokunin Musume.
Al no Bofu.
Bakudan Nishoko.
Chizome no Sketch.
Daichi ni Chikau.
Daichi no Ai.
Daichi no Ueni.
Dosu Shiai.
Gunko no Otometachi.
Hanagata Senshu.
Harikiri Seishun Butai.
Harusugata Gonin Otoko.
Henge Okosho Gumi.
Hino Maru Tsuzuri.
Hokushino Sorawotsuku.
Jujihoka.
Jogono Chichiyori.
Kachidoki.
Kaigun Byakugeki Tai.
Kamitsuita Hanayome.
Kan-ei Yushi Sodein.
Kenpo Ichiro.
Ketsuro.
Kenpo Atari Kyogen.
Kimi to Yukumichi.
Kira no Nikichi.
Kojinyama.
Kojo no Reikon.
Kokusaku Tokuhon.
Ko-wo Meguru Futarino Onna.
Kosho Musuko.
Makiba Monogatari.
Mazo.
Niizuma Kagami.
Ninjitsu Dochuki.
Ninjitsu Satsuma Jyo.
Ninjutsu Ukishimajyo.
Nyonin Shinsai.
Ro-ei no Uta.
Rokyoku Ga-ko.
Saigo no Shinsen Gumi.
Sannin Yoreba.
Seikino Kangeki.
Senninburi.
Shanghai Rikusentai.
Shara Otome.
Shinpen Tange Sazen.
Shonen Kokuhei.
Shukufu wa nanio Wasuretake.
Taimaya Go-taro.
Tanoshiki Wagaya.
Tatakua Jyosai.
Telso Ka.
Tenpo Suiko Den.
Toho Akino Album.
Tokai no Honriu.
Umi no Dai-shogun.
Uteyoyo Tamashii.
Utsukushiki Rinkin.
Waga Haha.
Waga Kokoro no Chikai.
Wagaya ni Haha Are.
Yagyu Tabi Nikki.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on October 27, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 47-9819; Filed, Nov. 3, 1947; 8:48 a. m.]

[Return Order 50]

SOPHIE CARPENTER GORDIGIANI

Having considered the claim set forth below and having issued a Determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the Determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant and claim No.. Sophie Carpenter Gordigliani, Haverford, Pennsylvania, 5155 and 5156.

Notice of intention to return published: September 11, 1947 (12 F. R. 6069).

Property \$7,896.69 in the Treasury of the United States.

All right, title, interest and claim of any kind or character whatsoever of Sophie Carpenter Gordigliani in and to the trust estate created under the will of John Quincey Carpenter, deceased; Trustee, Fidelity-Philadelphia Trust Company, Philadelphia, Pennsylvania.

All right, title, interest and claim of any kind or character whatsoever of Sophie Carpenter Gordigliani in and to the trust estate created under the will of Mary D. D. Carpenter, deceased; Trustee, Girard Trust Company, Philadelphia, Pennsylvania.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on October 29, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 47-9820; Filed, Nov. 3, 1947; 8:48 a. m.]

ELIZABETH LEWIN

#### NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading with the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., and Property

Elizabeth Lewin, Paris, France; 5891; property described in Vesting Order No. 201 (8 Fed. Reg. 625, January 16, 1943) relating to United States Letters Patent No. 1,999,103.

Executed at Washington, D. C., on October 29, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 47-9821; Filed, Nov. 3, 1947; 8:48 a. m.]